GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

COMMISSIONS – Commission of Inquiry under the Commissions of Inquiry Act, 1952 (Central Act 60 of 1952) – Appointment of Justice Sri K.S. Appa Rao, Former Judge, High Court of Andhra Pradesh, Hyderabad as Commission of Inquiry to inquire into the Issues of the Call Money – Terms of Reference - Orders – Issued.

GENERAL ADMINISTRATION (LAW & ORDER) DEPARTMENT

G.O.Ms.No.65 Dated:24 -05-2017.
Read:-

G.O.Ms.No.78, General Administration (Law & Order) Department , dt.10.03.2016.

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O R D E R:

In the G.O. read above, Justice K.S.Appa Rao, Former Judge, High Court of Andhra Pradesh, Hyderabad has been appointed as Commission of Inquiry to inquire into the Issues of the Call Money subject to reference of terms of the Commission.

2. Accordingly the following is the terms of reference to the Commission for inquiry:

1. "The nature of Money lending prevalent in the state of Andhra Pradesh.
2. The normal rates of interest accepted in the society.
3. The Volume of Money in circulation in the hands of money lenders.
4. The study of the nature of Money lending practices in other States of India (at least in neighbouring States).
5. The vulnerable groups or sections of people who approach the private Money lenders.
6. The nature of the income and the repaying capacity of the vulnerable groups / sections of the people.
7. The aspirations / exigencies of the vulnerable groups and their access to the accepted ways and legal lending agencies including the banks and non-banking financial Institutions.
8. The assurances / guarantees which are expected / demanded / subjected by the Money lenders for lending money.
9. The process which is being adopted by the Money lenders to collect / recovery of the Money lent.
10. Is there any illegal ways and means like threatening, Kidnappings, or any other coercive methods adopted by the Money lenders for collection of Money lent. Cases registered prior to surfacing the call money issue, including sexual harassment etc.
11. The moral support and the strength gained by the Money lenders from the Political leadership, if any, including their activities.
12. The political leaders who are involved in the call money issues irrespective of the party affiliation.
13. Education of the masses and vulnerable groups / sections of the people through all media, print, electronic, hoardings, pamphlets, booklets etc.,
14. The Review of the existing procedure of Promissory notes and evolving uniform procedure to be enforced on the Money lenders.
15. Review of the recovery procedures and the other procedures in civil procedure code for speedy and judicious recovery.
16. Study of the present law and legal procedures to regulate, monitor the Money lenders and the circulation of money.
17. Creating an ombudsman and system of registration of Money lenders, making the changes to the existing pawn brokers Act and to bring them within the purview of the Income Tax net.

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18. Finally the system to be evolved and the necessary legal measures including a new enactment and creation of law enforcing agency other than police.
19. The system to be evolved for the regulation of the Money lenders; as

a) The registration of the Money lenders
b) Creating an authority for registration of Money lenders.
c) Bringing all the Money lenders within the purview of the Income Tax.
d) Ombudsman to deal with the violations /complaints regarding the adoption of illegal and coercive ways and means for recoveries.
e) Bringing out the rules and operating procedures which are acceptable by the Courts.
f) Avoiding delay in collection / recovery of the Money lent by the Money lenders through the legal means.
g) Creating a Quasi Judicial body to settle the disputes with time bound procedures.
h) Amendments to the existing Pawn Brokers Act and licence procedures for inclusion of Money lenders and also the Immovable properties as the instruments.
i) The Money lending shall be made as a small scale nonbanking Finance Institution following all the established banking procedures.
j) The banning of the unauthorized private Chits organized in the local friends/ employees /neighbours groups and imposing the heavy penalties. ”

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DINESH KUMAR
CHIEF SECRETARY TO GOVERNMENT

To
The Justice K.S.Appa Rao, Former Judge, High Court of Andhra Pradesh, Flat No:101, Sreenilayam Apartments, Krishna Nagar, Road No:2, Jubilee Hills, Hyderabad.
Copy to:
The Registrar General, High Court of Andhra Pradesh, Hyderabad.
The Director General of Police, A.P., Vijayawada.
The Prl. Secretary to Government, Home (Genl) Department.
The Director, Information & Public Relations, A.P., Vijayawada.
The Addl. Director General of Police (Intelligence), A.P., Vijayawada.
The Addl. Director General of Police (Law & Order), A.P., Vijayawada.
All the Collector and District Magistrates in the State.
The Home Department.
The Law Department.
The Finance(Expr.GAD) Department.
The Pay & Accounts Officer, A.P., Vijayawada.
The P.S. to C.S/ Prl.Secys. to CM/ Spl. Secys. to CM / Secy.(Poll) / PA to Joint Secy.(AIS & LO)
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER(SC)